

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at CHATTANOOGA

MICHAEL FERGUSON,)	
)	
Plaintiff,)	
v.)	No. 1:04-cv-115
)	<i>Edgar</i>
DEPARTMENT OF CHILDREN'S)	
SERVICES, et al.,)	
)	
Defendants.)	

JUDGMENT ORDER

For the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** that this action is hereby **DISMISSED** *sua sponte* as frivolous and for failure to state a claim upon which relief can be granted. The Court **CERTIFIES** that any appeal from this action would not be taken in good faith and would be totally frivolous.

SO ORDERED.

ENTER this *12th day of September, 2005*.

/s/ R. Allan Edgar
R. ALLAN EDGAR
CHIEF UNITED STATES DISTRICT JUDGE